

HOUSE BILL 2090

By Faison

AN ACT to amend Tennessee Code Annotated, Title 63,
Chapter 6, relative to the corporate practice of
medicine by rural health clinics.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 63-6-204(e), is amended by deleting the subsection and substituting the following:

(1) Nothing in this section prohibits a federally-qualified health center or rural health clinic from employing a physician if the employment relationship between the physician and the federally-qualified health center or rural health clinic is evidenced by a written contract, job description, or documentation containing language that does not restrict the physician from exercising independent medical judgment in diagnosing and treating patients.

(2) As used in this subsection (e):

(A) "Federally-qualified health center" has the same meaning as defined under §§ 1861(aa) and 1905 of the federal Social Security Act (42 U.S.C. §§ 1395x and 1396d, respectively);

(B) "Physician" does not include an anesthesiologist, an emergency department physician, a pathologist, or a radiologist; and

(C) "Rural health clinic" has the same meaning as defined under §§ 1861(aa) and 1905 of the federal Social Security Act (42 U.S.C. §§ 1395x and 1396d, respectively).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.